BILL NO. S-81-11-60

SPECIAL ORDINANCE NO. S-286-81

AN ORDINANCE approving Change Order No.1 for 314-80, Phase I, Hollywood Gardens et al, Federal Grant No. C-180599-06, in connection with the Board of Public Works

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1: That Change Order No. 1 for 314-80, Phase I, Hollywood Gardens et al, Federal Grant No. C-180599-06, to Earth Construction & Engineering, Inc. in connection with the Board of Public Works, for:

> the exchange of #53-#73 backfill for special backfill, along with increases in tile replacement and base stabilization These increases are due to tile which were not recorded on any records and unknown at the time of the bid,

in the amount of $23,445.00, as set out in the specifications, which are on file in the Office of the Board of Public Works and are by reference incorporated herein and made a part hereof, be and the same is in all things ratified, confirmed and approved.

SECTION 2: That this Ordinance shall be effective from and after its passage and approval by the Mayor.

COUNCILMAN

APPROVED AS TO FORM AND LEGALITY NOVEMBER 20, 1981.

BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ___M.,E.S.T.

DATE: 11-24-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Burns, seconded by GiaQuinta, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	8	1			
BURNS	✓				
EISBART	✓				
GiaQUINTA	✓				
NUCKOLS		✓			
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
SCHOMBURG	✓				
STIER	✓				
TALARICO	✓				

DATE: 12-8-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ZONING MAP)~~ ~~(GENERAL)~~ ~~(ANNEXATION)~~ (SPECIAL) (APPROPRIATION) ORDINANCE ~~(RESOLUTION)~~ No. S-286-81

on the 8th day of December, 19 81.

ATTEST: (SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of December, 1981, at the hour of 11:30 o'clock A M.,E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 9th day of Dec. 19 81, at the hour of 4 o'clock P M.,E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. S-81-11-60

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN ORDINANCE approving Change Order No. 1 for 314-80, Phase I, Hollywood Gardens et al, Federal Grant No. C-180599-06, in connection with the Board of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE do PASS.

PAUL M. BURNS, CHAIRMAN

VIVIAN G. SCHMIDT, VICE CHAIRMAN

BEN A. EISBART

SAMUEL J. TALARICO

ROY J. SCHOMBURG

1-8-81

DATE

CONCURRED IN

CITY CLERK

CHANGE ORDER

Change Order No. 1
Project No. C-180599-06
Name of Project: Hollywood Gardens, et al

Resolution No. 314-80 - Ph. I
Board Order No. 15-80
Date: 10/9/81

To: EARTH CONSTRUCTION & ENGINEERING, INC.
(Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change: Description	Unit Price	Change in Contract Price: Decrease	Increase
11	10,100± CY	Special Backfill	4.20		42,420.00
12	3,500± CY	#53 or #73 Special Backfill	10.15	35,525.00	
23	1,500± LF	4"-12" Tile Replacement	9.70		14,550.00
33	500± CY	Base Stabilization	4.00		2,000.00
			Total Decrease	35,525.00	
			Total Increase		58,970.00
		Net (~~Decrease~~) (Increase)	Contract Price		23,445.00

The sum of $ 23,445.00 is hereby (added to) (~~deducted from~~) the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price	$ 806,316.05
Current Contract Price Adjusted by Previous Change Order	$ 806,316.05
New Contract Price including this Change Order	$ 829,761.05

The time provided for completion in the contract for this project is (unchanged) (~~increased~~) (~~decreased~~) by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A. Furthermore, this document shall become an amendment to the contract, and all provisions of the contract shall apply hereto.

Recommended by: [signature] Chief Engineer Date 10/19/81

Accepted by: [signature] Earth Const. Contractor Date 10-9-81

Approved by: [signature] City Engineer Date Nov. 9, 1981

Approved by: [signature] Owner Date 11-18-81

[signature]

[signature]

Attested by: [signature] Clerk Date 11-18-81

Change Order No. 1

Resolution No. 314-80 Phase I

Board Order No. 15-80

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change:

SEE ATTACHED JUSTIFICATION

2. Will proposed change alter size of the project? Yes_____ No X

If yes, explain

3. Affect on operation and maintenance cost of this project:

N/A

Gregory J. Merrill

Project Engineer

JUSTIFICATION FOR CHANGE ORDER NO. 1
Resolution 314-80 - Phase I
St. Joe Study Area - EPA C-180599-06
B.O. #15-80

EARTH CONSTRUCTION & ENGINEERING, INC., Contractor

Items #11 and 12
There are two different types of backfill material in our specifications:

(1) Special Backfill is nothing but "b" Borrow or Bankrun Gravel
(2) #53 or #73 Special Backfill as stated in our specifications can either be gravel or stone backfill.

The #53 or #73 special backfill costs more and hence, better material than bankrun gravel. However, in this project, #53 or #73 was incorrectly estimated. Since the specifications does state that "all sewers installed under improved streets and running parallel with the streets, shall have special backfill ("b" borrow) and sewers installed across an improved street shall have #53 or #73 special backfill." Therefore, this Change Order is to correct this situation and hence, special backfill quantity is being increased and #53 or #73 special backfill is being decreased. However, special backfill has been increased comparatively higher than #53 or #73 special backfill. This is due to the fact that in order to save approximately 50-60 large size trees on Windsor Road, Lateral #2, the proposed sewer was moved under the existing pavement. This constitutes additional special backfill which was not previously estimated under either of the above items #11 or 12. The end result is still a savings in cost since special backfill is a cheaper material. The remaining #53 or #73 special backfill shall then be used for street crossings and street subbase for restoration.

Item #23
Additional field tiles were encountered which neither of the parties had any knowledge of their existence. They were installed by farmers, property owners several years back.

Item #33
Due to fluid ground conditions along Cook Road, additional base stabilization was required.

TITLE OF ORDINANCE Change Order #1, 314-80, Phase I, C-180599-06, Hollywood Gardens

DEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS 8-81--11-60

SYNOPSIS OF ORDINANCE Change Order #I, 314-80, Phase I, Hollywood Gardens, et al Federal Grant #C-180599-06. Earth Construction & Engineering, Inc. - Contractor. This Change Order comprises the exchange of #53-#73 backfill for special backfill, along with increases in tile replacement & base stablization. These increases are due to tile which were not recorded on any records and unknown at the time of the bid.

EFFECT OF PASSAGE Continuation of Change Order #1, 314-80, Phase I.

EFFECT OF NON-PASSAGE The above described Change Order cannot be completed

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) $23,445.00 to be paid as follows: 75% EPA, 10% State, 15% City Utilities

ASSIGNED TO COMMITTEE

sa